

STATE OF SOUTH CAROLINA

(Caption of Case)
IN RE:Application of South Carolina Electric & Gas
Company for Increases and Adjustments in Electric
Rate Schedules and TariffsBEFORE THE
PUBLIC SERVICE COMMISSION
OF SOUTH CAROLINA

COVER SHEET

DOCKET

NUMBER: 2009 - 489 - E

(Please type or print)

Submitted by: E. Wade Mullins, IIISC Bar Number: 3525Address: PO Box 61110
Columbia, SC 29260Telephone: 803-252-7693Fax: 803-254-5719

Other: _____

Email: wmullins@brunerpowell.com

NOTE: The cover sheet and information contained herein neither replaces nor supplements the filing and service of pleadings or other papers as required by law. This form is required for use by the Public Service Commission of South Carolina for the purpose of docketing and must be filled out completely.

DOCKETING INFORMATION (Check all that apply)
☐ Emergency Relief demanded in petition ☐ Request for item to be placed on Commission's Agenda expeditiously
☐ Other: _____

| INDUSTRY (Check one) | NATURE OF ACTION (Check all that apply) | | |
|--|--|--|--|
| <input checked="" type="checkbox"/> Electric | <input type="checkbox"/> Affidavit | <input type="checkbox"/> Letter | <input type="checkbox"/> Request |
| <input type="checkbox"/> Electric/Gas | <input type="checkbox"/> Agreement | <input type="checkbox"/> Memorandum | <input type="checkbox"/> Request for Certification |
| <input type="checkbox"/> Electric/Telecommunications | <input type="checkbox"/> Answer | <input checked="" type="checkbox"/> Motion | <input type="checkbox"/> Request for Investigation |
| <input type="checkbox"/> Electric/Water | <input type="checkbox"/> Appellate Review | <input type="checkbox"/> Objection | <input type="checkbox"/> Resale Agreement |
| <input type="checkbox"/> Electric/Water/Telecom. | <input type="checkbox"/> Application | <input type="checkbox"/> Petition | <input type="checkbox"/> Resale Amendment |
| <input type="checkbox"/> Electric/Water/Sewer | <input type="checkbox"/> Brief | <input type="checkbox"/> Petition for Reconsideration | <input type="checkbox"/> Reservation Letter |
| <input type="checkbox"/> Gas | <input type="checkbox"/> Certificate | <input type="checkbox"/> Petition for Rulemaking | <input type="checkbox"/> Response |
| <input type="checkbox"/> Railroad | <input type="checkbox"/> Comments | <input type="checkbox"/> Petition for Rule to Show Cause | <input type="checkbox"/> Response to Discovery |
| <input type="checkbox"/> Sewer | <input type="checkbox"/> Complaint | <input type="checkbox"/> Petition to Intervene | <input type="checkbox"/> Return to Petition |
| <input type="checkbox"/> Telecommunications | <input type="checkbox"/> Consent Order | <input type="checkbox"/> Petition to Intervene Out of Time | <input type="checkbox"/> Stipulation |
| <input type="checkbox"/> Transportation | <input type="checkbox"/> Discovery | <input type="checkbox"/> Prefiled Testimony | <input type="checkbox"/> Subpoena |
| <input type="checkbox"/> Water | <input type="checkbox"/> Exhibit | <input type="checkbox"/> Promotion | <input type="checkbox"/> Tariff |
| <input type="checkbox"/> Water/Sewer | <input type="checkbox"/> Expedited Consideration | <input type="checkbox"/> Proposed Order | <input type="checkbox"/> Other: |
| <input type="checkbox"/> Administrative Matter | <input type="checkbox"/> Interconnection Agreement | <input type="checkbox"/> Protest | |
| <input type="checkbox"/> Other: | <input type="checkbox"/> Interconnection Amendment | <input type="checkbox"/> Publisher's Affidavit | |
| | <input type="checkbox"/> Late-Filed Exhibit | <input type="checkbox"/> Report | |

BRUNER, POWELL, ROBBINS, WALL & MULLINS, LLC

ATTORNEYS AND COUNSELORS AT LAW

1735 ST. JULIAN PLACE, SUITE 200

POST OFFICE BOX 61110

COLUMBIA, SOUTH CAROLINA 29260-1110

TELEPHONE (803) 252-7693

FAX (803) 254-5719

WWW.BRUNERPOWELL.COM

JAMES L. BRUNER, P.A.
WARREN C. POWELL, JR., P.A.*
RONALD E. ROBBINS, P.A.
HENRY P. WALL, P.A.
E. WADE MULLINS, III, P.A.

* Also Admitted in District of Columbia

BRIAN P. ROBINSON, P.A.
WESLEY D. PEEL, P.A.
JOEY R. FLOYD, P.A.
WILLIAM D. BRITT, JR., P.A.

LEAH EDWARDS GARLAND
BENJAMIN C. BRUNER

March 16, 2010

AUTHOR'S E-MAIL:
WMULLINS@brunerpowell.com

VIA HAND DELIVERY

The Honorable Charles L.A. Terreni
Chief Clerk/Administrator
Public Service Commission of South Carolina
101 Executive Center Drive, Suite 100
Columbia, South Carolina 29210

**RE: Application of South Carolina Electric & Gas Company for Increases and
Adjustments in Electric Rate Schedules and Tariffs
Docket No. 2009-489-E
Petition to Intervene of CMC Steel South Carolina**

Dear Mr. Terreni:

Enclosed for filing please find the original and ten (10) copies of the **Motion of CMC Steel South Carolina for Admission Pro Hac Vice** in the above-referenced matter. I have also enclosed two extra copies of the Motion and would appreciate you file stamping the extra copies and returning to me via courier. By copy of this letter, I am serving all parties of record. If you have any questions or need additional information, please do not hesitate to contact me.

With kind regards, I am

Very truly yours,


E. Wade Mullins, III

EWM/kw
Enclosures

cc: Damon E. Xenopoulos, Esquire (w/enc.)
Mitchell Willoughby, Esquire (w/enc.)
Shannon B. Hudson, Esquire (w/enc.)
K. Chad Burgess, Esquire (w/enc.)
Catherine D. Taylor, Esquire (w/enc.)

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PUBLIC SERVICE
COMMISSION

BEFORE
THE PUBLIC SERVICE COMMISSION OF
SOUTH CAROLINA

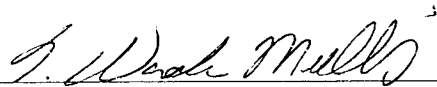
Docket No. 489-E

**Application of South Carolina Electric &
Gas Company for Increases and
Adjustments in Electric Rate Schedules
and Tariffs**

**MOTION
FOR
ADMISSION PRO HAC VICE**

CMC Steel – South Carolina (“CMC”) respectfully moves the Public Service Commission of South Carolina (“Commission”) to permit Damon E. Xenopoulos to practice Pro Hac Vice before the Commission in the above-referenced matter. Pursuant to Rule 404 of the South Carolina Appellate Court Rules, Mr. Xenopoulos, together with the undersigned counsel of record, have filed an Application for Admission Pro Hac Vice with the South Carolina Supreme Court. A file stamped copy of that application along with a certificate of service indicating that the application has been filed with the Supreme Court is attached as Exhibit 1.

Respectfully submitted the 16th day of March __, 2010.


E. Wade Mullins, III, Esquire
Joey R. Floyd, Esquire
Bruner, Powell, Robbins, Wall & Mullins, LLC
Post Office Box 61110
Columbia, SC 29260
(803) 252-7693
Attorneys for CMC Steel-South Carolina

BEFORE THE
PUBLIC SERVICE COMMISSION OF SOUTH CAROLINA

Application of South Carolina Electric &
Gas Company for Increases and
Adjustments in Electric Rate Schedules
and Tariffs

Docket No. 2009-489-E

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VERIFIED APPLICATION FOR ADMISSION
PRO HAC VICE

S.C. SUPREME COURT

Comes now Damon Xenopoulos, applicant herein, and respectfully represents the following:

1. Applicant resides at
5028 Warren Street, NW

Street Address

Washington, DC, 20016

City County State Zip Code

202-271-1624

Telephone

2. Applicant is an attorney and a member of the law firm of (or practices law under the name of) Brickfield, Burchette, Ritts & Stone, PC, with offices at 1025 Thomas Jefferson St., NW, Eighth Floor, West Tower, Washington DC 20007.

Telephone: 202/342-0800

Fax Number: 202/342-0807.

3. Applicant has been retained personally or as a member of the above named law firm by CMC Steel – South Carolina to provide legal representation in connection with the above case now pending before the above named court of the State of South Carolina.

4. Since October 4th of 1993, applicant has been, and presently is, a member in good standing of the bar of the highest court of the District of Columbia or the State of _____ where applicant regularly practices law. Attached is a certificate of good standing.

5. Applicant has been admitted to practice before the following courts: (List all of the following courts applicant has been admitted to practice before: United States District Courts; United States Circuit Courts of Appeals; the Supreme Court of the United States; and courts of other states or the District of Columbia.)

- | <u>Court:</u> | <u>Date Admitted:</u> |
|--|-----------------------|
| • Appellate Division of the Supreme Court of the State of New York First Judicial Department | February 1, 1988 |
| • Supreme Court of California | June 6, 1989 |
| • United States Court of Appeals for the | June 22, 1989 |

Ninth Circuit

- United States Court of Appeals for the Federal Circuit May 24, 1990
- United States Court of International Trade February 7, 1991
- District of Columbia Court of Appeals October 4, 1993

Applicant is presently a member in good standing of the bars of those courts listed above, except as listed below: (List any court named in the preceding paragraph that applicant is no longer admitted to practice before.)

Not Applicable (California bar membership is inactive at Applicant's election.)

6. Applicant presently is not subject to any suspension or disbarment proceedings, and has not been formally notified of any complaints pending before a disciplinary agency, except as provided below (give particulars, e.g., jurisdiction, court, date):

Not Applicable

7. Applicant never has had any application for admission *pro hac vice* in this or any other jurisdiction denied or any *pro hac vice* admission revoked, except as provided below (give particulars, e.g., date, court, docket number, judge, circumstances; attach a copy of any order of denial or revocation):

Not Applicable

8. Applicant never has had any certificate or privilege to appear and practice before any administrative body suspended or revoked, except as provided below (give particulars, e.g., date, administrative body, date of suspension and reinstatement):

Not Applicable

9. Local counsel of record associated with applicant in this case is E. Wade Mullins, III and Joey R. Floyd, of Bruner, Powell, Robbins, Wall & Mullins, LLC, 1735 St. Julian Place, Suite 200, Columbia, SC 29260-1110.

If applicable list all other firms/attorneys you are associated with in this matter

10. Applicant has previously filed an application to appear *pro hac vice* in the following South Carolina cases (give case name and status of litigation, date of application, local counsel of record in each case, and state whether application is pending or was granted).

Applicant filed an application to appear *pro hac vice* in the following proceeding before the Public Service Commission:

Name: Case No. 2006-2-E
South Carolina Electric & Gas Company
Annual Review of Base Rates for Fuel Costs
Status: Settlement approved by Commission
Application: January 12, 2006 and granted by Commission Order
Local Counsel: E. Wade Mullins, III

Name: Case No. 2007-229-E
Application of South Carolina Electric & Gas Company for Adjustments
and Increases in the Company's Electric Rate Schedules and Tariffs
Status: Settlement approved by Commission
Application: June 15, 2007 and granted by Commission Order
Local Counsel: E. Wade Mullins, III

Name: Case No. 2008-196-E
Combined Application of South Carolina Electric & Gas Company for a
Certificate of Environmental Compatibility and Public Convenience and
Necessity and for a Base Load Review Order for the Construction and
Operation of a Nuclear Facility at Jenkinsville, South Carolina
Status: Combined Application approved by Commission
Application: July 14, 2008 and granted by Commission Order
Local Counsel: E. Wade Mullins, III

Name: Case No. 2008-302-E
South Carolina Electric & Gas Company
Annual Review of Base Rates for Fuel Costs
Status: Settlement approved by the Commission
Application: September 2, 2008 and granted by Commission Order
Local Counsel: E. Wade Mullins, III

Name: Case No. 2009-2-E
South Carolina Electric & Gas Company
Annual Review of Base Rates for Fuel Costs
Status: Settlement approved by the Commission
Application: March 16, 2009 and granted by Commission Order
Local Counsel: E. Wade Mullins, III

11. Applicant agrees to comply with the applicable statutes, laws and rules of the State of South Carolina and will familiarize him/herself with and comply with the South Carolina Rules of

Professional Conduct. Applicant consents to the jurisdiction of the South Carolina courts and Commission on Lawyer Conduct.

12. Applicant respectfully requests to be admitted to practice in the above named court for this case only.

DATED this 15th day of March, 2010.


APPLICANT

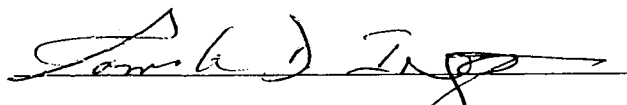
VERIFICATION

District of Columbia)

I, Damon Xenopoulos, do hereby swear or affirm under penalty of perjury that I am the applicant in the above styled matter; that I have read the foregoing application and know the contents thereof; and that the contents are true of my own knowledge, except as to those matters stated on information and belief, and that as to those matters I believe them to be true.


APPLICANT/AFFIANT

Subscribed and sworn to before me this 15th day of March, 2010.


Notary Public for the State of DISTRICT OF COLUMBIA
My Commission Expires: JUNE 30, 2014

LOCAL COUNSEL CONSENT

I hereby consent, as local counsel of record, to the association of applicant in this cause pursuant to Rules Governing Admission *Pro Hac Vice* to the South Carolina Bar.

DATED this 16th day of March, 2010, 2009.


LOCAL COUNSEL OF RECORD



District of Columbia Court of Appeals

Committee on Admissions

430 F Street, N.W. — Room 123

Washington, D. C. 20001

202 / 879-2710

I, GARLAND PINKSTON, JR., Clerk of the District of Columbia Court of Appeals, do hereby certify that

DAMON E. XENOPOULOS

was on the 4TH day of OCTOBER, 1993
duly qualified and admitted as an attorney and counselor and
entitled to practice before this Court and is, on the date
indicated below, an active member in good standing of this Bar.

In Testimony Whereof, I have
hereunto subscribed my name
and affixed the seal of this
Court at the City of
Washington, D.C., on March
15, 2010.

GARLAND PINKSTON, JR., CLERK

By: *M. Charles*
Deputy Clerk

CERTIFICATE OF SERVICE

I hereby certify that I have served a copy of this application upon the South Carolina Supreme Court via hand delivery to the South Carolina Supreme Court Office of Bar Admissions, PO Box 11330, Columbia, SC 29211, accompanied by payment of the \$250 filing fee payable to the South Carolina Supreme Court on this 16th day of March, 2010.

Aly Knight

**BEFORE THE
SOUTH CAROLINA PUBLIC SERVICE COMMISSION**

In RE:

**Application of South Carolina Electric &
Gas Company for Increases and
Adjustments in Electric Rate Schedules
and Tariffs**

Docket No. 2009-489-E


CERTIFICATE OF SERVICE

I, Kim Warnock, a Legal Assistant with the law firm of Bruner, Powell, Robbins, Wall & Mullins, LLC, attorneys for CMC Steel-South Carolina, do hereby certify that on this 16th day of March, 2010, I served the **Motion for Admission Pro Hac Vice** by regular mail, with sufficient postage affixed thereto and return address clearly marked, to the following addresses:

K. Chad Burgess, Esquire
Catherine D. Taylor, Esquire
South Carolina Electric and Gas Company
1426 Main Street MC 130
Columbia, SC 29201

Shannon Bowyer Hudson, Esquire
Office of Regulatory Staff
1441 Main Street, Suite 300
Columbia, SC 29201

Mitchell Willoughby, Esquire
Willoughby & Hoefer, PA
Post Office Box 8416
Columbia, SC 29202



Kim Warnock